

REMARKS

Claims 1, 4-18, and 20-22 are pending. Applicant respectfully requests that the Patent Office consider Applicant's following comments for placing this application in condition for allowance.

For the purposes of advancing this application to allowance, Applicant has amended claim 1 to recite the species "cholesterol" instead of "sterol" as presently recited. Of course, Applicant is entitled to pursue the broader "sterol" genus in a continuing applications.

After considering Applicant's arguments in favor of patentability, the Advisory Action states that Applicant has raised the new issue of "unwanted reactogenicity" and that he should have "earlier presented arguments pertaining to 'reactogenicity'" to rebut the obviousness rejection (Advisory Action at page 2).

Applicant's comments of May 7th, however, pertain to an unexpected characteristic of the claimed composition, *i.e.*, "low reactogenicity," that is explicitly disclosed in the originally-filed specification. In his May 7th paper, therefore, Applicant simply highlighted those portions of the specification that disclosed this advantageous and unexpected property. Accordingly, Applicant does not believe that their comments raise a new issue.

For these reasons, Applicant believes that the present application is now in condition for allowance. Favorable reconsideration of the application as amended is respectfully requested. The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

Respectfully submitted,

Date

6 August 2004

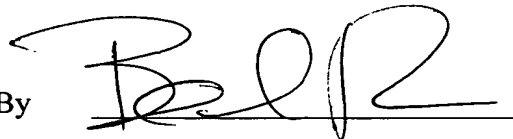
FOLEY & LARDNER

Customer Number: 22428

Telephone: (202) 672-5475

Facsimile: (202) 672-5399

By



Beth A. Burrous

Attorney for Applicant

Registration No. 35,087